

IC 23-14-75**Chapter 75. Eminent Domain Acquisition of Cemetery Land****IC 23-14-75-1****Application of chapter**

23-14-75-1 Sec. 1. This chapter applies to the following:

(1) A:

- (A) city;
- (B) town;
- (C) township;
- (D) corporation or association; or
- (E) another owner;

that owns or controls a public cemetery that has been in existence for at least thirty (30) years.

(2) A:

- (A) city, town, or township; or
- (B) corporation or association that owns a cemetery that has been in existence for at least thirty (30) years;

that desires to own a public cemetery.

As added by P.L.52-1997, SEC.49.

IC 23-14-75-2**Power of eminent domain**

23-14-75-2 Sec. 2. If land has not been appropriated or set apart by the owners by platting for a public cemetery and it is necessary to purchase real estate for the cemetery:

- (1) the legislative body of the city or town;
- (2) the executive of the township;
- (3) the trustees or directors of the corporation or association; or
- (4) the other owners;

have the power of eminent domain to condemn and appropriate the land for cemetery purposes under proceedings provided by statute.

As added by P.L.52-1997, SEC.49.